

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

STB Docket No. FD 35935

**CALUMET TRANSLOAD RAILROAD, LLC – PETITION FOR DECLARATORY
ORDER**


MOTION TO EXTEND TIME FOR REPLY

Communications with respect to this pleading
should be addressed to:

Allison I. Fultz
KAPLAN KIRSCH & ROCKWELL, LLP
1001 Connecticut Avenue, N.W.
Suite 800
Washington, DC 20036
(202) 955-5600
afultz@kaplankirsch.com

Counsel for CITY OF CHICAGO, ILLINOIS

Dated: August 21, 2015

 GRANTED Office of Proceedings	DECISION ID NO.: <u>44699</u>
	DECIDED DATE: <u>8/26/15</u>
	SERVICE DATE: <u>8/27/15</u>
	APPROVED: <u>Rachel Campbell</u> Director
	<input checked="" type="checkbox"/> <u>extension until 9/30/15</u>

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

STB Docket No. FD 35935

**CALUMET TRANSLOAD RAILROAD, LLC – PETITION FOR DECLARATORY
ORDER**

MOTION TO EXTEND TIME FOR REPLY

The City of Chicago, Illinois (“City”), hereby submits this Motion to Extend Time for Reply to the Petition for Declaratory Order filed on June 10, 2015, in the above-referenced docket by Calumet Transload Railroad, LLC (“Calumet”). Calumet has authorized counsel for the City to represent that Calumet consents to this request to extend time.

The City requests a 30-day extension of the time period for responding to Calumet's petition for good cause, including consent from Calumet and lack of prejudicial effect on any other potential interested parties.

Pursuant to the Board's rules at 49 C.F.R. § 1104.13(a), a reply to Calumet's petition was due no later than June 30, 2015, and the Board granted the City's June 19, 2015, Motion to Extend Time to File a Reply in this docket to August 31 2015. Under 49 C.F.R. § 1104.7(b), the Board has discretion to extend the time period for replies upon request and with good cause.

Good cause exists here because the City and Calumet have substantially negotiated terms that they anticipate will enable Calumet to withdraw its Petition in this matter. The City and Calumet seek an additional extension of time of thirty (30) days in order to conclude negotiations and document their agreement. The City and Calumet believe the requested extension of time presents the most efficient means of allowing the issues before this Board to be resolved.

WHEREFORE, and in view of the foregoing, the City respectfully requests the Board to extend the time for responding to Calumet's Petition for Declaratory Order to September 30, 2015.

Respectfully submitted,

A handwritten signature in cursive script, reading "Allison I. Fultz", written over a horizontal line.

Allison I. Fultz
KAPLAN, KIRSCH & ROCKWELL, LLP
1001 Connecticut Avenue, N.W.
Suite 800
Washington, DC 20036
(202) 955-5600
afultz@kaplankirsch.com

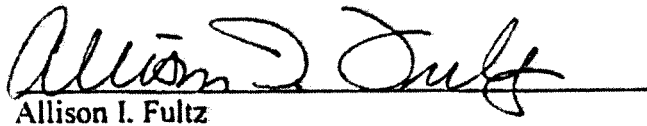
Counsel for CITY OF CHICAGO, ILLINOIS

Dated: August 21, 2015

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused to be served a copy of the foregoing MOTION
TO EXTEND TIME FOR REPLY, upon the following parties of record in this proceeding by
first-class mail with postage prepaid and properly addressed:

Michael J. Maher
Elizabeth S. Harvey
SWANSON, MARTIN & BELL, LLP
330 North Wabash, Suite 3300
Chicago, Illinois 60611
Counsel for Calumet Transload Railroad, LLC


Allison I. Fultz

Dated: August 21, 2015